



DEPARTMENT OF THE ARMY
HEADQUARTERS, UNITED STATES ARMY TRAINING AND DOCTRINE COMMAND
102 MCNAIR DRIVE
FORT MONROE, VIRGINIA 23651-1047

REPLY TO
ATTENTION OF

ATRM-MDA

02 MAR 2009

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Policy Letter 15, Unauthorized Commitments

1. References:

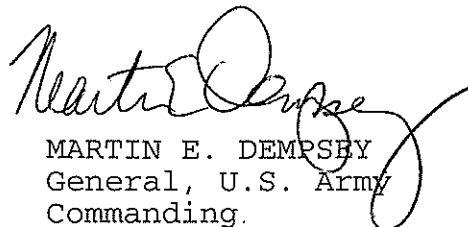
a. Federal Acquisition Regulation 1.601, Ratification of Unauthorized Commitments, Mar 05.

b. TRADOC Regulation 5-14, Acquisition Management and Oversight, paragraph 2-12, 5 Jan 09.

2. Only warranted contracting officers have the authority to contractually bind the Government. No other person may attempt, either verbally or in writing, to bind the Government to purchase or lease supplies, services, or construction. An agreement to purchase or lease supplies, services, or construction by a person lacking contractual authority is not binding on the Government.

3. A person entering into a purchase or lease agreement without the contractual authority to do so is making an unauthorized commitment. Persons who make unauthorized commitments are in violation of federal procurement rules and regulations and may be financially liable for the commitment, subject to UCMJ, and/or adverse administrative action, as appropriate.

4. Commanders and staff principals must review their procedures and training to ensure that unauthorized commitments do not occur and that proper contracting procedures are followed for obtaining supplies, services, and construction.


MARTIN E. DEMPSBY
General, U.S. Army
Commanding

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